

**CERTIFICATE OF ELECTRONIC TRANSMISSION**

I hereby certify that this correspondence is being electronically transmitted via EFS-WEB on March 13, 2009.

<u>/William R. Allen/</u>	<u>March 13, 2009</u>
William R. Allen, Ph.D.	Date
Reg. No, 48,389	

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant:	Furukawa et al.	Confirmation No.:	5663
Serial No.:	10/767,065		
Filed:	January 29, 2004		
Art Unit:	2811		
Examiner:	Ori Nadav		
Title:	<b>VERTICAL NANOTUBE SEMICONDUCTOR DEVICE STRUCTURES AND METHODS OF FORMING THE SAME</b>		
Attorney Docket:	ROC920030268US1		

Cincinnati, Ohio 45202

Date: March 13, 2009

**RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In reply to the Notice of Non-Compliant Amendment dated March 9, 2009, please amend the above-identified application as follows:

**Amendments to the Claims** are reflected in the listing of claims that begins on page 2 of this paper.

**Remarks** begin on page 5 of this paper.